

EXECUTIVE COUNCIL OF IOWA

AGENDA

OCTOBER 8, 2012

1. Introduction of Attendees
2. Approval of minutes of meeting held October 1, 2012
3. Outside Counsel – Page 1
TAB # 1
4. Renewal Memberships – Page 1
TAB # 2 and 3

3. Outside Counsel

- A. The Department of Justice, Attorney General's office requests retention of special counsel pursuant to Iowa Code section 13.7 to represent the Department in litigation over tax valuation issues.

Firm: Hiscock & Barclay
Attorney: Peter Crossett
One Park Place
300 South State Street
Syracuse, New York 13202
Rate: \$315.00 per hour

TAB # 1

4. Renewal Memberships

- A. Agriculture in Apiary Inspectors of America in the amount of \$100.00 for January 1 -December 31, 2013. (Previous amount was \$100.00.) Other agencies: No: Funding Source: State General Fund
- B. Agriculture in Association of American Plant Food Control Officials, Inc. in the amount of \$100.00 for July 1, 2012 - June 30, 2013. (Previous amount was \$100.00.) Other agencies: No: Funding Source: State General Fund
- C. Health in Federation of Podiatric Medical Boards in the amount of \$1,025.00 for January 1 - December 31, 2013. (Previous amount was \$1,025.00.) Other agencies: No: Funding Source: Other Funds: Retained Fees
- D. Transportation in American Public Works Association (APWA) in the amount of \$2,208.00 for December 1, 2012 - November 30, 2013. (Previous amount was \$1,904.00.) Other agencies: No: Funding Source: Other State Funds (RUTF)

TAB # 3



TAB # 1

THOMAS J. MILLER
ATTORNEY GENERAL

JULIE F. POTTORFF
DEPUTY ATTORNEY GENERAL

Address Reply To:
1305 E. Walnut Street
Des Moines, Iowa 50319
Telephone: 515/281-3349
Fax: 515/281-4209
Julie.Pottorff@iowa.gov

Iowa Department of Justice

October 3, 2012

GeorgAnna Madsen
Executive Secretary
State Capitol
L-O-C-A-L

Re: Retention of Special Counsel

Dear GeorgAnna:

The Department of Revenue requests authorization pursuant to Iowa Code section 13.7 to retain special counsel to represent the Department in litigation over tax valuation issues from the 2011 and 2012 assessment years. Tax valuation appeals are a specialized area of the law that require the expertise of outside counsel.

The Department has selected Mr. Peter Crossett of Hiscock & Barclay, One Park Place, 300 South State Street, Syracuse New York, 13202, to handle this litigation. Mr. Crossett has been retained by the Department as special counsel in the past and has handled a number of tax cases for the Department over the years. He is very skilled at this type of litigation. Mr. Crossett has agreed to handle these matters at the rate of \$315.00 per hour plus expenses. This is a \$15 per hour increase over the fee paid for similar work by Mr. Crossett under our most recent contract. The attorney fees and costs will be paid from the Litigation Expense Fund.

Attorneys from the Attorney General's office will work with Mr. Crossett in the litigation to handle issues not related to valuation, including any issues of constitutional or administrative law that may arise in the course of the proceedings.

Our office concurs in the selection of special counsel and recommends approval.

Sincerely,

A handwritten signature in cursive script, reading "Julie F. Pottorff".

JULIE F. POTTORFF
Deputy Attorney General

cc: Jim Miller

Executive Council of Iowa
Capitol Building
Des Moines, Iowa 50319
Phone: 515 281-5368
FAX: 515 281-7562

TAB # 2

REQUEST FOR MEMBERSHIP APPROVAL

DEPARTMENT REQUESTING MEMBERSHIP: IDPH _____

NAME OF ORGANIZATION: Federation of Podiatric Medical Boards _____

NEW MEMBERSHIP _____ RENEWAL ☒ MEMBERSHIP PERIOD: 1/1/2013 - 12/31/2013
(Beginning and ending dates)

MEMBERSHIP FEE OR DUES AMOUNT \$ 1025.00

Funding Source: State General Fund ☐ Other State Funds _____ Federal Funds ☐

Other Funds X Retained Fees Iowa Code 147.82 2054

If Renewal, previous year amount. \$ 1025.00 ✓

DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION? ☐ Yes ☒ No

If yes, please list: _____

Please describe why your department should have an additional membership _____

WILL THIS MEMBERSHIP REQUIRE AND PAY FOR OUT-OF-STATE TRAVEL? ☐ Yes ☒ No

If yes, list the anticipated number of trips per year and their purpose: _____

DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT.

This membership provides web information for all 50 states for the profession. Contact information, disciplinary actions, state laws and rules specific to each state. Provides links to all state boards.

DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA.

All Iowa citizens have access to bordering state licensing information, rules and regulations as well as easy access to Iowa licensing information for those who may be interested in practicing in Iowa. National licensing exam information is available and national exposure to the professions association and councils.

DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION: Phone and web use _____

Requested by: Dr. Miller thanks by Ms. Spangler
(Department Head Signature)

Date: 09.18.12

Phone: _____

DOM: Approval ☒ Disapproval ☐

Signature [Signature]

Date 9/27/12

Executive Council of Iowa
Capitol Building
Des Moines, Iowa 50319
Phone: 515 281-5368
FAX: 515 281-7562

TAB # 3 RECEIVED

SEP 24 2012

IOWA DEPT. OF
MANAGEMENT

REQUEST FOR MEMBERSHIP APPROVAL

DEPARTMENT REQUESTING MEMBERSHIP: Iowa Department of Transportation

NAME OF ORGANIZATION: American Public Works Association (APWA)

NEW MEMBERSHIP: _____ RENEWAL: X MEMBERSHIP PERIOD: 12/1/2012 - 11/30/13
(Beginning and ending dates)

MEMBERSHIP FEE OR DUES AMOUNT: \$ 2208

Funding Source: State General Fund ☐ Other State Funds \$ 2208 (RUTF)

Federal Funds ☐ Other Funds \$

If Renewal, previous year amount: \$ 1904

DO OTHER DEPARTMENTS BELONG TO THIS ORGANIZATION? ☐ Yes ☒ No

If Yes, please list:

Please describe why your department should have an additional membership:

WILL THIS MEMBERSHIP REQUIRE AND PAY FOR OUT-OF-STATE TRAVEL? ☐ Yes ☒ No

If Yes, list the anticipated number of trips per year and their purpose:

Elective attendance at the international public works congress and exposition would provide important education and contacts with APWA members.

DESCRIBE WHY THIS MEMBERSHIP IS IMPORTANT TO THE WORK OF YOUR DEPARTMENT:

Membership in APWA will greatly benefit the DOT through its many institute offerings, programs and literature, as well as the exchange of information with other APWA members.

DESCRIBE HOW MEMBERSHIP IN THIS ORGANIZATION WILL BENEFIT THE TAXPAYERS OF THE STATE OF IOWA:

The DOT will receive publications on a regular basis and have continuous access to valuable resources to assist in performing duties in the most efficient manner possible.

DESCRIBE THE FREQUENCY AND TYPE OF CONTACTS YOU EXPECT YOUR DEPARTMENT TO HAVE WITH THIS ORGANIZATION:

Monthly publications and contact with other APWA members.

Requested by: Lee Wilkinson Date: 9/21/2012
(Department Head Signature)

Phone: 515-239-1340 E-mail: lee.wilkinson@dot.iowa.gov

DOM: 2012-1-1 Approval ☒ Disapproval ☐

Signature: David J. Redden Date: 9/27/12